

Mississippi Secretary of State
125 S. Congress Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Commission on Environmental Quality Mississippi Department of Environmental Quality		CONTACT PERSON Ted Lampton		TELEPHONE NUMBER 601-961-5573	
ADDRESS P.O. Box 2261		CITY Jackson		STATE MS	ZIP 39225
EMAIL Ted_Lampton@deq.state.ms.us	SUBMIT DATE: 11-20-14	Name or number of rule(s): Mississippi Administrative Code, Title 11, Part 2, Chapter 1, "Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminants".			

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: 1. Amendments to open burning provisions in 11 Miss. Admin. Code, Pt. 2, Ch.1, Rule 1.3-G to allow MDEQ to delegate the regulation of the burning of residential yard waste by individual residential property owners to local governments where the local government has adopted a locally enforceable ordinance that is sufficiently protective of air quality in its jurisdiction. The amendments also create an "Air Quality Action Day" that describes days when air quality data shows that a specific area of the state may be experiencing severely diminished air quality conditions. On these days, all burning of vegetative yard wastes and other types of prescribed open burning will be prohibited. 2. Amendments to adopt, by reference, amendments to Federal New Source Performance Standards in 40 CFR Part 60, Federal National Emission Standards for Hazardous Air Pollutants in 40 CFR Parts 61 and 63, and Federal Consolidated Air Rules in 40 CFR Part 65.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. §§49-2-9(1)(b) and 49-17-17 (Rev.2012)
List all rules repealed, amended, or suspended by the proposed rule: 11 Miss. Admin. Code, Pt. 2, Ch. 1

ORAL PROCEEDING:

- ☒ An oral proceeding was held for this rule on: Date: October 8, 2014, Time: 3:00 p.m., Place: Mississippi Department of Environmental Quality, 515 E. Amite St., Jackson, Mississippi 39201
- ☐ Presently, an oral proceeding is not scheduled on this rule.


ECONOMIC IMPACT STATEMENT:

- ☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: <u>September 5, 2014</u> Action taken: <u>Adopted November 20, 2014</u> _____ <input checked="" type="checkbox"/> Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ <input checked="" type="checkbox"/> 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Theodore D. Lampton, III, Senior Attorney

Signature of person authorized to file rules: *Ted Lampton*

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
<div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by	<div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by	<div style="border: 1px solid black; padding: 10px; text-align: center;">  </div> Accepted for filing by <u>#20924</u> <i>[Signature]</i>

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.